



Attorney Docket No.: 3220-66107 Client Reference No.: P-97015.00.US

DECLARATION AND POWER OF ATTORNEY - PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled:

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specification of which	SION OF GENES IN PLANTS	<del></del>	ORIGINALLY FILED	the
(check one)	is attached hereto	•		<b>5</b> 0
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	United States Application Seria			as
	PCT International Application			
	and was amended on	140.		
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	e that I have reviewed and understandment referred to herein.	nd the contents of the above-ide	entified specification, including	g the claims,
I acknowledge Regulations, §1.56.	the duty to disclose information v	which is material to patentabili	ty as defined in Title 37, Cod	e of Federal.
patent or inventor's certi	foreign priority benefits under Ti ficate on which priority is claimed certificate having a filing date before	(as listed below) and I have als	o identified below any foreign	
Prior Foreign Application	on(s)		Prior	rity Claimed
(Number)	(Country)	(Day/Month/Yea	r Filed) Yes	No
(Number)	(Country)	(Day/Month/Yea	r Filed) Yes	No
I hereby claim below.	benefit under Title 35, United Sta	tes Code, § 119(e) of any Unit	ted States provisional applicat	tion(c) isted
60/057,982		05 Sentember 1007	ML-	-00
Application Number		Filing Date	16	5005 ·
Application (value)		1 mmg Date	MAI	- 41
Application Number		Filing Date TECH CENTER 1600/		R 1600 290
insofar as the subject m manner provided by the f as defined in Title 37, Co	the benefit under Title 35, United natter of each of the claims of this first paragraph of Title 35, United 5 ode of Federal Regulations, §1.56 (ional filing date of this application	application is not disclosed in States Code, §112, I acknowledgeb) which occurred between the	ted States application(s) listed the prior United States applic te the duty to disclose material	l below and, cation in the information
national of PC1 internat				
PCT/US98/18416	03 September	r 1998	Patented (WO 99/11807)	
	03 September Filing Date	r 1998	Patented (WO 99/11807) Status-patented, pending, about	andoned

I hereby appoint William R. Coffey, Reg. No. 24023; Arland T. Stein, Reg. No. 25062; Nancy J. Harrison, Reg. No. 27083; Richard D. Conard, Reg. No. 27321; Dilip A. Kulkarni, Reg. No. 27510; Steven R. Lammert, Reg. No. 27653; Richard A. Rezek, Reg. No. 30796; David B. Quick, Reg. No. 31993; Paul B. Hunt, Reg. No. 37154; Jeffrey A. Michael, Reg. No. 37394; Bradford G. Addison, Reg. No. 41486; Shawn D. Bauer, Reg. No. 41603; Jill T. Powlick, Reg. No. 42088; Ronald S. Henderson, Reg. No. 43669; James R. Sweeney II, Reg. No. 45670; Dustin S. DuBois, Reg. No. 46233; Christopher E. Haigh, Reg. No. 46377; Kevin D. Bailey, Reg. No. 46531; Rebecca Ball, Reg. No. 46535; Dewayne A. Hughes, Reg. No. 46783; Kevin L. McLaren, Reg. No. 48351; Perry Palan, Reg. No. 26213; Mark M. Newman, Reg. No. 31472; Richard P. Krinsky, Reg. No. 47720;

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BARNES & THORNBURG 11 South Meridian Street Indianapolis, Indiana 46204 Telephone (317) 236-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

John R. SNYDER	United States of America (USA)
Full Name of Sole or First Joint Inventor	Country of Citizenship
Inventor's Signature	Date
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West Lafayette, Indiana 47906 Residence and Post Office Address	
Thomas K. HODGES  Full Name of Second Joint Inventor  Jhums (C. Hosly  Inventor's Signature	United States of American (USA) Country of Citizenship  2/22/2002 Date
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West Lafayette, Indiana 47906 Residence and Post Office Address	
Leszek A. LYZNIK	Poland (PL)
Full Name of Third Joint Inventor	Country of Citizenship
Inventor's Signature	Date
5960 NW 62 <sup>nd</sup> Avenue	
Johnston, Iowa 50131 Residence and Post Office Address	

INDS02 JTP 430197v1



Part 2 of 3

MAY 1 3 2002

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	X was filed on March 3		<del>TEAH A</del>	<b>7</b>	as
	United States Application Serial No		IECH CENI	ER 1600/290	or
	PCT International Application No.			-,	<del></del>
	and was amended on				<del></del>
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patent or inventor's certi	foreign priority benefits under Title 3 ficate on which priority is claimed (as certificate having a filing date before the	listed below) and I have	also identified b	elow any foreig	
Prior Foreign Application	on(s)			Prio	ority Claimed
(Number)	(Country)	(Day/Month/Y	Year Filed)	Yes	No
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I hereby claim below.	benefit under Title 35, United States (	Code, § 119(e) of any U	Inited States pro	ovisional applica	tion(s) listed
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60/057,982		05 September 1997		ILOL	., , ,
Application Number		Filing Date		MAY 1	<b>6</b> 2002
Application Number		Filing Date		TECH CENTE	R 1600/290
insofar as the subject m manner provided by the sas defined in Title 37, Co	the benefit under Title 35, United States atter of each of the claims of this app first paragraph of Title 35, United State ode of Federal Regulations, §1.56(b) without filing date of this application:	lication is not disclosed s Code, §112, I acknowle	in the prior Unedge the duty to	ited States appl disclose materia	cation in the linformation
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Full Name of Sole or First Joint Inventor	Country of Citizenship
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1912 Greenbrier Avenue	
West Lafayette, Indiana 47906 Residence and Post Office Address	
Thomas K. HODGES	United States of American (USA)
Full Name of Second Joint Inventor	Country of Citizenship
Inventor's Signature	Date
6038 West 75 North	
West Lafayette, Indiana 47906 Residence and Post Office Address	
Residence and Post Office Address	L.4.L
Leszek A. LYZNIK Full Name of Third Joint Inventor	Poland (PL) United States of America (USA) Country of Citizenship
Full Name of Third Joint Inventor	February 25th, 2002
Inventor's Signature	Date
5960 NW 62 <sup>nd</sup> Avenue	
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(check one)	is attached hereto			<del>.</del>
		rch 3, 2000		as
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an	d was amended on			<del></del> ·
I hereby declare that s amended by any amendme		and the contents of the above-identified speci	fication, including	the claims,
I acknowledge the d Regulations, §1.56.	uty to disclose information v	which is material to patentability as defined	l in Title 37, Code	of Federal
atent or inventor's certificate	on which priority is claimed	itle 35, United States Code, §119(a)-(d) of a l (as listed below) and I have also identified b ore that of the application on which priority	elow any foreign	ation(s) for application
Prior Foreign Application(s)			Priori	ty Claimed
Number)	(Country)	(Day/Month/Year Filed)	Yes	No
Number)	(Country)	(Day/Month/Year Filed)	Yes	No
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Full Name of Sole or First Joint Inventor	Country of Citizenship
John K. Luyden	March 4/ 2002
Inventor's Signature	Date
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West Lafayette, Indiana 47906	
Residence and Post Office Address	
Thomas K. HODGES	United States of American (USA)
Full Name of Second Joint Inventor	Country of Citizenship
Inventor's Signature  6038 West 75 North  West Lafayette, Indiana 47906 Residence and Post Office Address	Date
Leszek A. LYZNIK	Poland (PL)
Full Name of Third Joint Inventor	Country of Citizenship
Inventor's Signature	Date
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Johnston, Iowa 50131	
Residence and Post Office Address	

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